IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

WEDNESDAY, THE 7TH FEBRUARY 2007 / 18TH MAGHA 1928

WP(C).No. 33522 of 2006(N)

PETITIONER:

P.A.JOSE,
PULLOKKARAN HOUSE, P.O.MARATHAKKARA,
THRISSUR.

BY ADV. SRI.G.PRABHAKARAN

RESPONDENTS:
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1. THE SECRETARY,
REGIONAL TRANSPORT AUTHORITY,
THRISSUR.

2. THE REGIONAL TRANSPORT AUTHORITY,
REP. BY ITS SECRETARY.

BY GOVERNMENT PLEADER SMT. M.K. PUSHPALATHA

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 07/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO: 33522/2006 N

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1. COPY OF THE JUDGMENT DT. 15/11/2006 IN MVAA NO. 433/2006.

EXT.P2. COPY OF THE ORDER DT. 1/09/2006 IN MP NO. 1580/2006 IN MVAA NO. 433/2006.

[True Copy]

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K.BALAKRISHNAN NAIR,J.

WP(C)NO.33522 OF 2006-N

Judgment

The petitioner applied for a regular permit on the route Pudukkad-Mannuthy. The said application was allowed by Ext.P1 decision of the RTA, Thrissur, which reads as follows :

> *"Heard. RP granted in respect of sc KL-8/C-5999 subject to settlement of timings and subject to the cancellation of the existing RP of the vehicle within 30 days from the date of despatch of this decision in view of the judgment dated 5.09.05 in Writ Petition(C) No.13937/05 of the Hon. High Court."*

Feeling aggrieved by the condition imposed other than the condition regrading settlement of timings, the petitioner filed MVAA No.433/06 before the STAT. The said appeal was allowed by the STAT by Ext.P2 Judgment dated 15.11.2006. Alleging that the direction of the STAT in Ext.P2 is not being implemented, this Writ Petition is filed. The learned Government Pleader, upon instruction, submitted that the matter was considered by the RTA at its meeting held on 18.01.2007 and the decision of the RTA is awaited. If so far, the permit is not granted as directed in Ext.P2 Judgment of the STAT, the 2nd respondent shall grant the permit as ordered by the STAT as expeditiously as possible, at any rate, within two months from the date of receipt of a copy of this Judgment.

The Writ Petition is disposed of as above.

07.02.2007 Sd/-**K.BALAKRISHNAN NAIR,JUDGE**

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